

STAYED,TYPE I-FOIA

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:17-cv-02125-KBJ**

DEMOCRACY FORWARD FOUNDATION v. OFFICE OF  
MANAGEMENT AND BUDGET

Assigned to: Judge Ketanji Brown Jackson

Cause: 05:552 Freedom of Information Act

Date Filed: 10/13/2017

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**DEMOCRACY FORWARD  
FOUNDATION**

represented by **Karianne Melissa Jones**  
DEMOCRACY FORWARD  
FOUNDATION  
1333 H Street NW  
Washington, DC 20005  
(202) 448-9090  
Email: [kjones@democracyforward.org](mailto:kjones@democracyforward.org)  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Skye L. Perryman**  
DEMOCRACY FORWARD  
FOUNDATION  
P.O. Box 34553  
Washington, DC 20043  
(202) 448-9090  
Email: [sperryman@democracyforward.org](mailto:sperryman@democracyforward.org)  
**TERMINATED: 04/16/2018**

V.

**Defendant**

**OFFICE OF MANAGEMENT AND  
BUDGET**

represented by **Damon William Taaffe**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
Civil Division  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2544  
Fax: (202) 252-2599  
Email: [damon.taaffe@usdoj.gov](mailto:damon.taaffe@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Alexander Daniel Shoaibi**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2511  
Fax: (202) 252-2599  
Email: [alexander.d.shoaibi@usdoj.gov](mailto:alexander.d.shoaibi@usdoj.gov)  
**TERMINATED: 07/23/2018**

**Doris Denise Coles-Huff**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530

(202) 252-2557  
 Fax: (202) 252-2599  
 Email: [doris.coles@usdoj.gov](mailto:doris.coles@usdoj.gov)  
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/13/2017	<u>1</u>	COMPLAINT against OFFICE OF MANAGEMENT AND BUDGET ( Filing fee \$ 400 receipt number 0090-5159033). (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Summons to Office of Management and Budget, # <u>4</u> Summons to U.S. Attorney for the District of Columbia, # <u>5</u> Summons to U.S. Attorney General, # <u>6</u> Civil Cover Sheet)(Perryman, Skye) Modified on 10/18/2017 (sth). (Entered: 10/13/2017)
10/13/2017		Case Assigned to Judge Ketanji Brown Jackson. (sth) (Entered: 10/18/2017)
10/18/2017	<u>2</u>	SUMMONS (3) Issued Electronically as to OFFICE OF MANAGEMENT AND BUDGET, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(sth) (Entered: 10/18/2017)
10/20/2017	<u>3</u>	GENERAL ORDER AND GUIDELINES FOR CIVIL CASES BEFORE JUDGE KETANJI BROWN JACKSON. The Court will hold the parties and counsel responsible for following these directives, and parties and counsel should pay particular attention to the Courts instructions for briefing motions and filing exhibits. Failure to adhere to this Order may, when appropriate, result the imposition of sanctions and/or sua sponte denial of non-conforming motions. Signed by Judge Ketanji Brown Jackson on 10/20/2017. (lckbj1) (Entered: 10/20/2017)
10/27/2017	<u>4</u>	NOTICE of Errata by DEMOCRACY FORWARD FOUNDATION re <u>1</u> Cover Sheet,, Complaint,, Request for Summons to Issue, (Attachments: # <u>1</u> Corrected Complaint)(Perryman, Skye) (Entered: 10/27/2017)
11/15/2017	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/3/2017. ( Answer due for ALL FEDERAL DEFENDANTS by 12/3/2017.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 11/3/2017., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. OFFICE OF MANAGEMENT AND BUDGET served on 11/3/2017 (Attachments: # <u>1</u> Declaration Concerning Proof of Service)(Perryman, Skye) (Entered: 11/15/2017)
12/01/2017	<u>6</u>	NOTICE of Appearance by Alexander Daniel Shoaibi on behalf of OFFICE OF MANAGEMENT AND BUDGET (Shoaibi, Alexander) (Entered: 12/01/2017)
12/01/2017	<u>7</u>	Consent MOTION for Extension of Time to <i>Respond to Complaint</i> by OFFICE OF MANAGEMENT AND BUDGET (Shoaibi, Alexander) (Entered: 12/01/2017)
12/04/2017		MINUTE ORDER granting, for good cause shown, <u>7</u> Consent Motion for Extension of Time to Answer. It is hereby ORDERED that Defendant shall answer or otherwise respond to the complaint on or before 12/26/2017. Signed by Judge Ketanji Brown Jackson on 12/4/2017. (lckbj1) (Entered: 12/04/2017)
12/20/2017	<u>8</u>	Consent MOTION for Extension of Time to <i>Respond to Complaint</i> by OFFICE OF MANAGEMENT AND BUDGET (Shoaibi, Alexander) (Entered: 12/20/2017)
12/21/2017		MINUTE ORDER granting, for good cause shown, <u>8</u> Consent Motion for Extension of Time to Answer. It is hereby ORDERED that Defendant shall answer or otherwise respond to the complaint on or before 1/6/2018. Signed by Judge Ketanji Brown Jackson on 12/21/2017. (lckbj1) (Entered: 12/21/2017)
01/16/2018	<u>9</u>	ANSWER to <u>1</u> Complaint by OFFICE OF MANAGEMENT AND BUDGET.(Shoaibi, Alexander) Modified to add link on 1/17/2018 (znmw). (Entered: 01/16/2018)
01/16/2018		MINUTE ORDER. Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall promptly confer and file a joint proposed schedule for briefing or disclosure, on or before 1/30/2018. Signed by Judge Ketanji Brown Jackson on 1/16/2018. (lckbj1) (Entered: 01/16/2018)

02/02/2018	<u>10</u>	Joint MOTION for Leave to File <i>Joint Status Report Out of Time</i> by DEMOCRACY FORWARD FOUNDATION (Attachments: # <u>1</u> Text of Proposed Order)(Perryman, Skye) (Entered: 02/02/2018)
02/05/2018		MINUTE ORDER granting <u>10</u> Motion for Leave to File Joint Status Report Out of Time. Signed by Judge Ketanji Brown Jackson on 2/5/2018. (lckbj1) (Entered: 02/05/2018)
02/05/2018	<u>11</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Perryman, Skye) (Entered: 02/05/2018)
02/06/2018		MINUTE ORDER. Based on the representations in the parties' <u>11</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before 4/20/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 2/6/2018. (lckbj1) (Entered: 02/06/2018)
04/16/2018	<u>12</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Karianne Melissa Jones on behalf of DEMOCRACY FORWARD FOUNDATION Substituting for attorney Skye L. Perryman (Jones, Karianne) (Entered: 04/16/2018)
04/20/2018	<u>13</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Jones, Karianne) (Entered: 04/20/2018)
04/24/2018		MINUTE ORDER. In light of the representations in the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 5/4/2018. Signed by Judge Ketanji Brown Jackson on 04/24/2018. (lckbj1) (Entered: 04/24/2018)
05/04/2018	<u>14</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Jones, Karianne) (Entered: 05/04/2018)
05/08/2018		MINUTE ORDER. Based on the representations in the parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 6/1/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 05/08/2018. (lckbj1) (Entered: 05/08/2018)
06/04/2018	<u>15</u>	MOTION for Extension of Time to <i>Nunc Pro Tunc to file Joint Status Report</i> by DEMOCRACY FORWARD FOUNDATION (Attachments: # <u>1</u> Text of Proposed Order)(Jones, Karianne) (Entered: 06/04/2018)
06/05/2018		MINUTE ORDER granting <u>15</u> Motion for Extension of Time to File Status Report, nunc pro tunc. It is hereby ORDERED that the parties joint status report is due on or before 6/18/2018. Signed by Judge Ketanji Brown Jackson on 06/05/2018. (lckbj1) (Entered: 06/05/2018)
06/18/2018	<u>16</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Jones, Karianne) (Entered: 06/18/2018)
06/18/2018		MINUTE ORDER. In light of the representations in the parties' <u>16</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before 8/31/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 06/18/2018. (lckbj1) (Entered: 06/18/2018)
07/23/2018	<u>17</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Damon William Taaffe on behalf of OFFICE OF MANAGEMENT AND BUDGET Substituting for attorney Alexander Shoaibi (Taaffe, Damon) (Entered: 07/23/2018)
08/31/2018	<u>18</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Jones, Karianne) (Entered: 08/31/2018)
09/05/2018		MINUTE ORDER. In light of the representations in the parties' <u>18</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 9/28/2018, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 9/5/2018. (lckbj1) (Entered: 09/05/2018)

09/06/2018		Set/Reset Deadlines: Status Report due by 9/28/2018 (tj) (Entered: 09/06/2018)
09/28/2018	<u>19</u>	Joint STATUS REPORT by OFFICE OF MANAGEMENT AND BUDGET. (Taaffe, Damon) (Entered: 09/28/2018)
10/14/2018		MINUTE ORDER. In light of the representations in the parties' <u>19</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 10/26/2018, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 10/14/2018. (lckbj1) (Entered: 10/14/2018)
10/16/2018	<u>20</u>	SUPERSEDING GENERAL ORDER AND GUIDELINES FOR FOIA CASES ASSIGNED TO JUDGE KETANJI BROWN JACKSON. This Order supersedes this Court's prior <u>3</u> General Order and Guidelines for Civil Cases. The Court will hold the parties and counsel responsible for following these amended directives, and parties and counsel should pay particular attention to the Court's instructions for processing and production of records, batching motions, and filing exhibits. Failure to adhere to this Order may, when appropriate, result the imposition of sanctions and/or sua sponte denial of non-conforming motions. Signed by Judge Ketanji Brown Jackson on 10/16/2018. (lckbj1) (Entered: 10/16/2018)
10/16/2018		MINUTE ORDER. In light of the representations in the parties' <u>19</u> Joint Status report, it is hereby ORDERED that the parties shall file a further joint status report on or before 10/26/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 10/16/2018. (lckbj1) (Entered: 10/16/2018)
10/26/2018	<u>21</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Jones, Karianne) (Entered: 10/26/2018)
10/31/2018		MINUTE ORDER. In light of the representations in the parties' <u>21</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 11/16/2018, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 10/31/2018. (lckbj1) (Entered: 10/31/2018)
11/16/2018	<u>22</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Jones, Karianne) (Entered: 11/16/2018)
11/21/2018		MINUTE ORDER. In light of the representations in the parties' <u>22</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 12/14/2018, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 11/21/2018. (lckbj2) (Entered: 11/21/2018)
12/14/2018	<u>23</u>	STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Jones, Karianne) (Entered: 12/14/2018)
12/17/2018	<u>24</u>	NOTICE of Agreement with Status Report by OFFICE OF MANAGEMENT AND BUDGET re <u>23</u> Status Report (Taaffe, Damon) (Entered: 12/17/2018)
12/18/2018		MINUTE ORDER. In light of the representations in the parties' <u>23</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 1/25/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 12/18/2018. (lckbj1) (Entered: 12/18/2018)
01/24/2019	<u>25</u>	Unopposed MOTION to Stay <i>and for extension of time</i> by OFFICE OF MANAGEMENT AND BUDGET (Attachments: # <u>1</u> Text of Proposed Order)(Coles-Huff, Doris). Added MOTION for Extension of Time to on 1/24/2019 (jf). (Entered: 01/24/2019)
01/24/2019		MINUTE ORDER granting <u>25</u> Unopposed Motion to Stay in light of lapse of appropriations. For good cause shown, it is hereby ORDERED that this case is STAYED. Counsel for Defendant shall notify the Court as soon as Congress has appropriated funds; at that point, the Court will enter an order resetting the applicable deadlines, which will be extended day-for-day with the duration of the lapse in appropriations. Signed by Judge Ketanji Brown Jackson on 1/24/2019. (lckbj1)

		(Entered: 01/24/2019)
01/30/2019	<u>26</u>	NOTICE of <i>Restored Government Funding</i> by OFFICE OF MANAGEMENT AND BUDGET (Taaffe, Damon) (Entered: 01/30/2019)
02/04/2019		MINUTE ORDER. Defendant has provided notice that that an appropriations act providing funding to the Department of Justice for a three-week period of time was enacted on 1/25/2019 (ECF No. <u>25</u> .) Accordingly, it is hereby ORDERED that the stay in this matter is lifted, and that on or before 3/1/2019, the parties shall file a joint status report, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 2/4/2019. (lckbj1) (Entered: 02/04/2019)